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6 IN THE UNITED STATES DISTRICT COURT  
7 DISTRICT OF ARIZONA

8 United States of America,  
9 Plaintiff,  
10

No. CR- 08-0895-PHX-LOA

11 v.

**ORDER**

12 Mario Alexander Pino,  
13 Defendant.  
14

15 Upon motion of the defendant, with no opposition from the government, and  
16 good cause appearing,

17 **IT IS HEREBY ORDERED** continuing the trial in this case from December  
18 17, 2008, to **Thursday, January 15, 2009 at 10:00 a.m.**

19 This court specifically finds that the ends of justice served by taking this action  
20 outweigh the best interest of the public and the defendant in a speedy trial. This finding is  
21 based on the court's conclusion that the failure to grant such a continuance would  
22 unreasonably deny the attorney for defendant the reasonable time necessary for effective  
23 preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(8)(B)(iv).  
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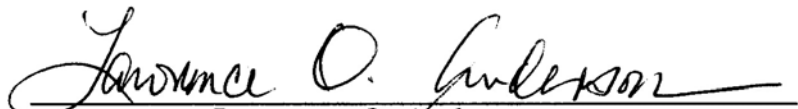
25 **IT IS FURTHER ORDERED** extending the current pretrial motions deadline  
26 of October 30 ,2008, to and including **November 28, 2008.**

27 **IT IS FURTHER ORDERED** vacating the Pretrial Conference currently set  
28 for December 2, 2008 and resetting same to **Wednesday, December 17, 2009 at 1:30 p.m.**

1                   **IT IS FURTHER ORDERED** that any subpoenas previously issued and  
2 served in this matter remain in effect and are answerable at the new trial date and the  
3 party who served the subpoena should advise the witnesses of the new trial date.

4                   **IT IS FURTHER ORDERED** that excludable delay under Title 18 U.S.C. §  
5 3161(h)(8) will commence on 10/30/08 for a total of 77 days.

6                   DATED this 30<sup>th</sup> day of October, 2008.

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9                   Lawrence O. Anderson  
10                  United States Magistrate Judge